

DECLARATION AND POWER OF ATTORNEY

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled LAMINATE PACKAGE FOR AN ENERGY STORAGE DEVICE

the specification of which (check one):

is attached hereto

or

was filed on 10 July 2001

as PCT International Application No. PCT/AU00/00838,
and on 6 March 2002 as U.S. Application No. 10/070,385
and was amended on 6 March 2002.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application, as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under Title 35 United States Code §119(a)-(d) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below. I have also identified below any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

<u>Appl. Serial No./Country</u>	<u>Filing Date</u>	<u>Status</u>	<u>Priority Claimed</u>
PQ 8700 AU	10 July 2000		Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/>
			Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>

Additional foreign applications are listed on an attached supplemental priority data sheet.

I hereby claim the benefit under Title 35, United States Code §120, of any United States applications or §365(c) of any PCT international application designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in those prior applications in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>U.S. / PCT Appl. Serial No.</u>	<u>Filing Date</u>	<u>Status/Patent No.</u>	<u>Priority Claimed</u>
			Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>
			Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/>

Additional U.S. / PCT applications are listed on an attached supplemental priority data sheet.

I hereby claim the benefit under Title 35, United States Code §119(e), of any United States provisional applications listed below:

Application Number _____ **Filing Date** _____

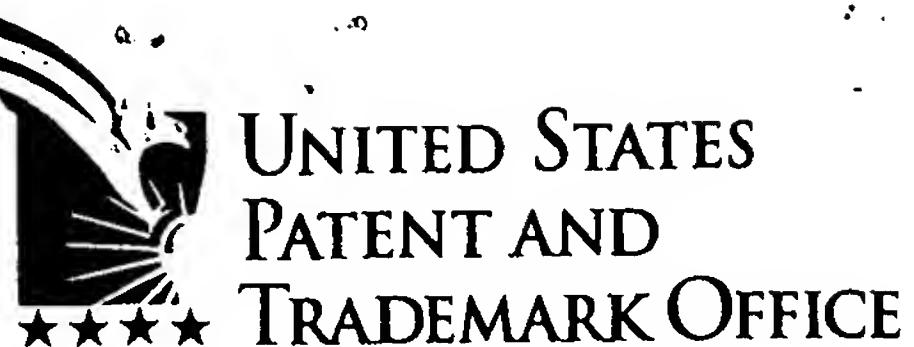
And I hereby appoint the registered practitioners of Kenyon & Kenyon included in the Customer Number provided below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

23838

Please address all correspondence to the above Customer Number.

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

400851



AUGUST 30, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov

KENYON & KENYON
WILLIAM K. WELLS
1500 K STREET, N.W., SUITE 700
WASHINGTON, DC 20005



102142082A

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 05/21/2002

REEL/FRAME: 013038/0725
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
PYNENBURG, RORY ALBERT JAMES

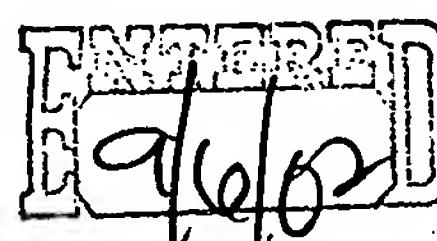
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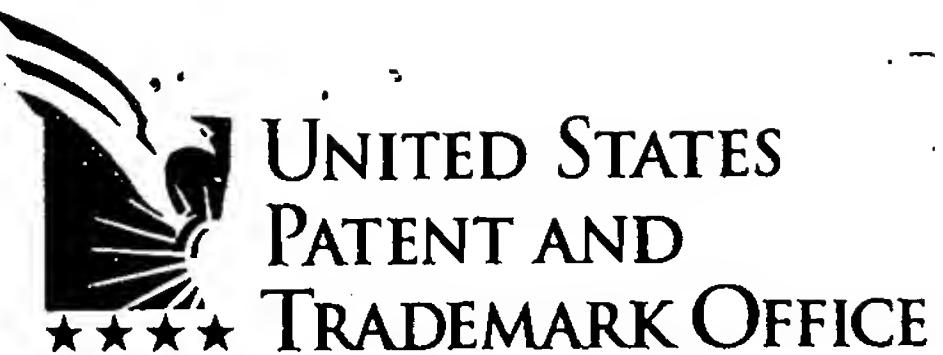
ASSIGNEE:
ENERGY STORAGE SYSTEMS PTY LTD
UNITS 9 & 10
12 MARS ROAD
LANE COVE, NSW 2066, AUSTRALIA

SERIAL NUMBER: 10070385
PATENT NUMBER:

FILING DATE: 05/21/2002
ISSUE DATE:

MARY BENTON, EXAMINER
ASSIGNMENT DIVISION
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AUGUST 30, 2002

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UNSPECIFIED OTHER SERVICES	585

07-03-2002



To the Assistant C

102142082

1. Name of conveying party(ies):

Rory Albert James PYNENBURG

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: 8 May 2002

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

10/070,385

B. Patent No.(s)

Additional numbers attached: Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

William K. Wells
 Kenyon & Kenyon
 1500 K Street, N.W., Suite 700
 Washington, DC 20005

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$40.00

 Enclosed Authorized to be charged to deposit account

8. Deposit account number:

11-0600

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

William K. Wells
 Name of Person Signing

William K. Wells
 Signature

21 May 2002
 Date

Total number of pages including cover sheet, attachments, and document: 4

Rec'd PCT/PTO 21 MAY 2002
 OVERSHEET U.S. DEPARTMENT OF COMMERCE
 ONLY 10/070385
 Patent and Trademark Office

attached original documents or copy thereof.

2. Name and address of receiving party(ies):

Name: ENERGY STORAGE SYSTEMS PTY LTD
 Internal Address:
 Street Address: Units 9 & 10
 12 Mars Road
 Lane Cove, NSW 2066
 AUSTRALIA

Additional name(s) & address(es) attached? Yes No

Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in my name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise.

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that I have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that I have good right to assign the same to Assignee without encumbrance.

5. Bind my heirs, legal representatives, and assigns, as well as myself, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to me or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions,

specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to me relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in my control or in the control of my heirs, legal representatives, or assigns which may be useful for establishing the facts of my conceptions, disclosures, and reduction to practice of said inventions and discoveries.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal
this 8th day of May, 2002.

Rory James PYNENBURG
Rory Albert James PYNENBURG

WITNESSED BY:

Rory E. Pynenburg
Name

1323 NE ORENCO STN Pkwy
MILLSBORO OR 97124
Address

400859